(1)

File No. 41/6/49-Public.

Collection No.

1949

Indexed

Government of India.

MINISTRY OF HOME AFFAIRS.

Public.

Pros. Serial Nos.	Notes.

Subject.

INDIAN NATIONAL FLAG-
USE OF THE EMBLEM BY M/S MUTHIAH MATCH FACTORY, KADALAI.

Previous References.	Later References.
	Noted 6/12/49

NATIONAL ARCHIVES OF INDIA

S. 97 (Unbleached).
[illegible]—88—688 (S&P) MCP—(6862/A/M-653)—3-12-46—25,00,000.

(2)

Ministry of Home Affairs.
Public

Dy. No.9976/48-Public. S. No. 1

In this connection it may be mentioned that in the case of one factory namely, Saraswati Match Factory of South India, who had pripted labels (the cost of which was approximately Rs.6,000/-) bearing the symbol of the Indian National Flag, before the issue of our orders prohibiting the use of the symbol of the National Flag in any trade, business, calling or profession, we had agreed that the stock of such labels may be utilized by the factory, ~~with~~ on the clear understanding that they ~~are~~ will not be permitted to manufacture any more of such labels.

In the present case the stock of the labels is said to be 3 lakhs, the cost of which is not known. In the absence of any information as to what extent the factory has to undergo a loss for not being permitted to use the present stock of labels, the case cannot be considered. We may, therefore, ask the factory to let us know the approximate cost of the labels. A draft is put up for approval.

RVS
9.12.48

N.M.
11/12

Before we decide on the question, we may request the Ministry of Finance (R.D) to offer their comments on the F.R and to say, if in their opinion, we should comply with the firm's request. In any case we should like to know the approximate value of the 3 lakhs of labels already printed.

A.V Raman
13.12.48

CRR

14 DEC 1948
No. 2217.

Ministry of Finance (R.D).
Him. & H.A-4/0 No. D. 9976/48—Publ. 14—XII—48

14/12
U.O.Dy.No.1491-CR/48.

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Reference Ministry of Home Affairs' note, dt. 13.12.48 on pre-page:- We have no information as to the cost of labels in question. A reference to the match factory may be made as proposed.

17.12.48

D.46-a/o-49-Pub.US(CE)
7/1/49.

M/o Home Affairs

DFRD a/o D.No 1191-Ex/48 29.1.49.

Ministry of Home Affairs
Leave the draft
~~Leave in the Ministry of Home Affairs~~.

~~Ministry of Finance (R.D.)~~

A.V.Raman
7.1.49

Serial No. 2 (Issue).

Serial No.3

In this connection our note on prepage may be seen. Messrs. Muthiah Match Factory have now intimated that the cost of 3 lakhs labels bearing the emblem of the National Flag, which were printed by them before the issue of our orders prohibiting its use in any trade, business, calling or profession, is Rs.238/- .

This file was referred to the Ministry of Finance (R.D.) for their opinion ~~as to~~ whether we should comply with the firm's request to use the labels already printed, ~~but they were silent on this point and had~~ That Ministry suggested that a reference should be made to the firm in regard to the cost of these labels. That Ministry may please see for comments, before we take up the issue.

A.V.Raman
28.1.49

28-1-49

M/o Finance (R.D.)
M.H.A. u/o No 24/2/44-Pub. Dt. 29-1-49.

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(4)

Reference Ministry of Home Affairs' note, dt.28.1.49 on pre-page: The amount involved is not appreciable. The use of such labels was authorised in the past as the cost of such labels amounted to Rs.6,000/- approximately. ~~It is for the Ministry of Home Affairs to decide the present case on its own merits. Ignorance of law is, however, no excuse.~~ The match factory got these labels printed on 12-1-48 i.e. before the prohibition on the use of such labels was imposed and their case as such deserves sympathetic consideration.

2. Rule 71(3) of the C.Exc.,Rules'44, as amended by our Not.No.1 (C.E.) of 1.1.49 ~~of the Ministry of Finance (R.D.)~~ provides that, ~~namely~~:

> ' Specimens of all such labels shall be submitted to the Collector for his approval and record, before they are brought into use'.

In view of this, the Collectors would hereafter not allow the use of such objectionable labels ~~when submitted to them for approval~~. The value of the labels should not be a factor in deciding the issue. If we permit the use of such labels merely because a lot of money is involved in them, we would be putting a premium on the unauthorised use of such labels.

11.2.49

11.2

Dy Coy Home Affairs

M.F.(R.D.) No.118-Cx/48, dt. 14/2/49.

Ministry of Home Affairs.

In this connection notes from page 1/ante may please be seen.

As the case has not been supported by the the Ministry of Finance (R.D.) and the cost involved in printing the labels is also not appreciable, Messrs. Muthiah Match Factory should not be allowed to use the

NATIONAL ARCHIVES OF INDIA

(8)

labels bearing the emblem of the National Flag on the match boxes. They may be informed accordingly. A draft is put up for approval.

RAS
19.2.49

N.M
19/2

~~Draft~~

A V Ramam
21.2.49

S. No. 4

B

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(6)

File No. 41/6/49-Public.

Collection No

1949

GOVERNMENT OF INDIA.

MINISTRY OF HOME AFFAIRS.

PUBLIC.

Pros. Serial Nos. Correspondence.

Subject.

INDIAN NATIONAL FALG.-
OF THE EMBLEM
USE BY M/s MUTHIAH MATCH FACTORY, KADALAI.

Previous References.	**Later References.**

NATIONAL ARCHIVES OF INDIA

S. 97 (Unbleached).
MGIPC—S2—688 (S&P) MFP—(6862/A/M-653)—3-12-46—25,00,000.

S.No.1

Muthiah Match Factory,

Manufacturers of High Class Safety Matches,

KADALAI P. O.
Kovilpatti S. I. R. Tinnevelly Dist

முத்தையா மேச் பாக்டரி, கடலையூர் P. O.

Proprietor:
M. Subramania Mudaliar.

23.11.1948.

To

The Secretary,
Ministry of Home Affairs,
New Delhi.

D. 9976/48-Pu
30-11-48

Respected Sir,

I beg to submit the following few lines for your honour's kind consideration and favourable orders.

I am licensed to start a match factory at Kadalai near Kovilpatti during the year 1947 and I have started the manufacture of matches only during the month of September 1948. I have printed National Flag labels of the enclosed design for affixing in the Match boxes. Here I come to understand as per the orders of the Superintendent of Central Excise Tinnevelly that the using of the said label is prohibited by the Government of India. (Vide -- Superintendent's letter No.4.(F)510/48 dated -- 25-10-48). I was not aware that the using of such label is prohibited by the Govemment. Further, I have started the Match factory business as a new one and hence, if I have to stop the affixing of such labels, I will have to bear a heavy loss. Hence I request your honour to be kind enough to permit me to use the present stock of 3 lakhs of labels with me at this time and I give you --

NATIONAL ARCHIVES OF INDIA

guarantee that no such labels will be printed in future.

I beg to remain,
Sir,
Yours obediently,

23-11-48

Copy to:

The Collector of Central Excise, Madras
The Assistant Collector of Central Excise,
Tuticorin.
The Superintendent of Central Excise,
Tirunelveli.

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3878 (9)

Muthiah Match Factory,

Manufacturers of High Class Safety Matches,

KADALAI P. O.

Kovilpatti S. I. R. Tinnevelly Dist

D-495/49-Pk.

26/1

முத்தையா மேச் பாக்டரி, கடலையூர் P. O.

Proprietor:
M. Subramania Mudaliar.

20.1.1949.

S. No. 3

To.

The Secretary
Ministry Home Affairs
New Delhi.

Respected Sir,

Sub:- Use of the emblem of the Indian National Flag or labels. — P. 3/Cor.

Ref:- Your Honour's letter dated 10th January.

I beg to report that the cost of Printing three Lakhs and fifteen thousand labels, which were Printed in the Month of January 48. as per Cash Receipt No 175 dated 13.3.48 of Raja litho Works Sivakasi Rannad Dt.) is Rupees two hundred and thirty eight (238-0) only.

Request favourable orders may be kindly Passed Soon.

Yours most obedient Servant,

(1) (Sd) M. Subramania Mudaliar 20.1.49.

License
Muthiah Match Factory.
Kadalai.

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S. No. 2

(10)

DEPARTMENT/OFFICE
MINISTRY OF HOME AFFAIRS.

Draft ~~Memorandum~~ Letter / ~~Telegram~~

File No.

Serial No.

1. Date of despatch 7/1

2. List of enclosures

RECEIVED IN THE M. & I. (A)
On 7/1
Case No. 446
Typed by
Compared by

No. D. ~~9576/48~~ 76-40/49 Public. Dated 10 January 1949

To

Messrs. Muthiah Match Factory,
Kadalai P.O.
Kovilpatti S.I.R.
Tinnevelly Distt.

Subject: Use of the emblem of the Indian National Flag on labels.

Dear Sirs,

With reference to your letter dated the 23rd November 1948 on the above subject, I am directed to say that this Ministry may kindly be informed of the cost of the labels bearing the symbol of the Indian National Flag, which were printed before the issue of the orders (16.6.1948) prohibiting the use of the symbol of the National Flag in any trade, business, calling or profession, so as to enable this Ministry to examine your case.

Yours faithfully,

U.S.(Pb).

ISSUED On 10/1/49 Initial

p. 1/Cor.

NATIONAL ARCHIVES OF INDIA

S. 5 (Large).
MFP—418 S&P—6767—(M-770)—9-1-47—1,00,000 Pads.

S.No. 4

(11)

No.F41/6/49-Public.
Government of India.
Ministry of Home Affairs.
New Delhi, the 22nd February 1949.

To

Messrs. Muthiah Match Factory,
Kadalai P.O.
Kovilpatti - S.I.R.
Tinnevelly Distt.

RECEIVED IN THE P. & I. (A)
Case No. 1775 22/2
Typed by Amarnath
Compared by

Subject: Use of the Emblem of the National Flag.

Dear Sirs,

With reference to your letter, dated the 20th January 1949, on the above subject, I am directed to say that the Government of India have considered your case and they regret that the labels bearing the emblem of the Indian National Flag cannot be permitted to be used on the match boxes.

You will no doubt appreciate that the dignity of the emblem of the Nation should be upheld and the Government hope that you will extend your full cooperation in achieving the same by strictly conforming to the rules framed by them ~~Government~~.

Yours faithfully,

U.S.(Pb).

ISSUED
On 22/2/49

NATIONAL ARCHIVES OF INDIA

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MESSAGE FORM

A. R. P./M. 4

Date	Time at which receipt of message was completed.	Telephonist's Initials

Address to :—

Text of Message :—

Time of origin of Message :—

Address from :—

Serial No. of Incident (inserted in Control Room)

NATIONAL ARCHIVES OF INDIA